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9 Attorneys for Plaintiffs

10 *Defendant's Counsel Listed on the Next Page*

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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION  
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16 CORNELIUS CLARK, CHESTER LEWIS,  
17 JOHN PONDS, AND GARRANT COSEY, on  
18 behalf of themselves and all other persons  
similarly situated,

19 Plaintiffs,

20 vs.

21 ANNA'S LINENS, INC.,

22 Defendant.  
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**CLASS ACTION**

Case No. C05-02670-MMC

**STIPULATION AND ~~PROPOSED~~ ORDER  
REGARDING EXTENSION OF CLASS  
CERTIFICATION DISCOVERY AND  
BRIEFING SCHEDULES AND STATUS  
CONFERENCE**

Hon. Maxine M. Chesney

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**STIPULATION**

Plaintiffs Cornelius Clark, Chester Lewis, John Ponds, and Garrant Cosey ("Plaintiffs") and Defendant Anna's Linens, Inc. ("Anna's Linens") by and through their counsel of record agree that the a number of imminent deadlines previously approved by this Court should be revised as set forth below for the following reasons: The Parties have reached agreement in principle on the major terms of settlement of the Plaintiffs' claims and are in the process of drafting final settlement papers. The extension of the deadlines as requested herein, as shown below in bold, would allow the Parties to focus exclusively on this task and also would conserve the Parties' resources that would otherwise necessarily be spent in preparing to meet those upcoming deadlines under the current schedule. If the Parties are unable to complete preparation of the final settlement papers within the next month, they will file a report on the status of their efforts with the Court. The Parties, hereby stipulate and respectfully request that the Court modify, approve, and adopt the Class Certification Discovery and Briefing Schedules and Status Conference as follows:

**Non-Expert Discovery Schedule**

Complete non-expert interrogatories and document discovery by	07/02/07
Complete non-expert depositions ( <i>e.g.</i> , Parties, Fed.R.Civ.P. 30(b)(6) deponents, witnesses and records custodians) by	07/02/07

**Expert Discovery and Reports**

Plaintiffs to provide Fed.R.Civ.P. 26(a)(2) expert disclosures by	10/31/06
<b>Plaintiffs' expert(s) to be made available for deposition by</b>	<b>09/28/07</b>
<b>Defendants to provide Fed.R.Civ.P. 26(a)(2) expert disclosures by</b>	<b>10/2/07</b>
<b>Defendants' expert(s) to be made available for deposition by</b>	<b>10/09/07</b>
<b>Plaintiffs to serve rebuttal expert reports by</b>	<b>10/16/07</b>
<b>Defendant to serve supplemental expert reports by</b>	<b>10/23/07</b>
<b>Expert discovery cut-off</b>	<b>10/23/07</b>

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**Class Certification Briefing Schedule**

**Motion for Class Certification to be filed by** 10/30/07

**Defendants' Opposition to Class Certification to be filed by** 11/30/07

**Plaintiffs' Reply to be filed by** 12/14/07

**Hearing on Motion for Class Certification (on or after)** 12/28/07

**Status Conference** To be determined by the Court

SO STIPULATED.

Dated: July 27, 2007

Respectfully submitted,

/S/ Roberta L. Steele

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1 Dated: July 27, 2007

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ATTORNEYS FOR DEFENDANT

**ORDER**

The Court has considered the above Stipulation, and good cause appearing therefor, the Court modifies, approves, and hereby ORDERS the following schedule and deadlines for class certification discovery and briefing. A Status Conference will be scheduled for a date to be determined by the Court following the Court's ruling on Plaintiffs' Motion for Class Certification.

**Non-Expert Discovery Schedule**

Complete non-expert interrogatories and document discovery by	07/02/07
Complete non-expert depositions ( <i>e.g.</i> , Parties, Fed.R.Civ.P. 30(b)(6) deponents, witnesses and records custodians) by	07/02/07

**Expert Discovery and Reports**

Plaintiffs to provide Fed.R.Civ.P. 26(a)(2) expert disclosures by	10/31/06
Plaintiffs' expert(s) to be made available for deposition by	09/28/07
Defendants to provide Fed.R.Civ.P. 26(a)(2) expert disclosures by	10/02/07
Defendants' expert(s) to be made available for deposition by	10/09/07
Plaintiffs to serve rebuttal expert reports by	10/16/07
Defendant to serve supplemental expert reports by	10/23/07
Expert discovery cut-off	10/23/07

**Class Certification Briefing Schedule**

Motion for Class Certification to be filed by	10/30/07
Defendants' Opposition to Class Certification to be filed by	11/30/07
Plaintiffs' Reply to be filed by	12/14/07
Hearing on Motion for Class Certification (on or after)	<del>12/28/07</del> 1/4/08

IT IS SO ORDERED.

DATED: July 31, 2007

  
 THE HONORABLE MAXINE M. CHESNEY  
 UNITED STATES DISTRICT JUDGE